

Title 45.1 Recodification: Outline

9/9/2019

Underlined text indicates proposed chapter or article number.

Subtitle I. Administration.

Ch. 1. Chapter 14.1 Administration (§§ 45.1-161.1 through 45.1-161.6)
7 sections.

Ch. 2. Chapter 25 Division of Geology and Mineral Resources (§§ 45.1-383 through 45.1-389)
7 sections.

Ch. 3. Chapter 20 Interstate Mining Compact (§ 45.1-271) (covers both coal and non-coal)
1 section.

Ch. 4. Chapter 24 Interstate Compact to Conserve Oil and Gas (§§ 45.1-381 through 45.1-382)
2 sections.

Subtitle II. Coal Mines.

Part A. Coal Mines Generally.

Ch. 5. Chapter 14.2 Coal Mine Safety Act (§§ 45.1-161.7 through 45.1-161.104)
10 articles containing 81 sections.

Ch. 6. Coal Mining Property, Interests, Adjacent Owners, and Dams.

Article 1. Chapter 14.7 Rights of Owners of Land Adjacent to Coal Mines (§§ 45.1-161.310 through 45.1-161.311)
2 sections.

Article 2. Chapter 14.7:2 Trust for Coal Interests (§§ 45.1-161.311:3 through 45.1-161.311:8)
2 articles containing 6 sections.

Article 3. Chapter 14.8 Emergency Seizure of Coal Properties by Commonwealth (§§ 45.1-161.312 through 45.1-161.322)
11 sections.

Article 4. Chapter 18 Coal Mining Refuse Piles, Water and Silt Retaining Dams (§§ 45.1-221 through 45.1-225)
4 sections.

Part B. Underground Coal Mines.

Ch. 7. Portion of Chapter 14.3 Requirements Applicable to Underground Coal Mines (§§ 45.1-161.105 through 45.1-161.252) [Articles 1-3, 5-8, 15, and 16]
9 articles containing approximately 77 sections.

Ch. 8. Portion of Chapter 14.3 Requirements Applicable to Underground Coal Mines (§§ 45.1-161.105 through 45.1-161.252) [Articles 4 and 9-14]
7 articles containing approximately 64 sections.

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Part C. Surface Coal Mines.

Ch. 9. Chapter 14.4 Requirements Applicable to Surface Coal Mines (§§ 45.1-161.253 through 45.1-161.292)

13 articles containing 40 sections

Ch. 10. Chapter 19 Virginia Coal Surface Mining Control and Reclamation Act of 1979 (§§ 45.1-226 through 45.1-270.7)

5 articles containing 54 sections.

Subtitle III. Mineral Mines.

Part A. Mineral Mines Generally.

Ch. 11. Chapter 14.4:1 Mineral Mine Safety Act (§§ 45.1-161.292:1 through 45.1-161.292:73)

9 articles containing 69 sections.

Ch. 12. Chapter 16 Permits for Certain Mining Operations; Reclamation of Land (§§ 45.1-180 through 45.1-197.18) (“Nothing herein shall apply to mining of coal.”)

4 articles containing 42 sections.

Ch. 13. Mineral Mining Dams and Adjacent Owners.

Article 1. Chapter 18.1 Mineral Mining Refuse Piles, Water and Silt Retaining Dams (§§ 45.1-225.1 through 45.1-225.3)

3 sections.

Article 2. Chapter 14.7:1 Rights of Owners of Land Adjacent to Mineral Mines (§§ 45.1-161.311:1 through 45.1-161.311:2)

2 sections.

Part B. Underground Mineral Mines.

Ch. 14. Chapter 14.5 Requirements Applicable to Underground Mineral Mines (§§ 45.1-161.293 through 45.1-161.303)

11 sections.

Part C. Surface Mineral Mines.

Ch. 15. Chapter 14.6 Requirements Applicable to Surface Mineral Mining (§§ 45.1-161.304 through 45.1-161.309)

6 sections.

Subtitle IV. Oil and Gas.

Ch. 16. Chapter 22.1 The Virginia Gas and Oil Act (§§ 45.1-361.1 through 45.1-361.44)

4 articles containing 47 sections.

Ch. 17. **Title 67** Chapter 3 Offshore Energy Resources (§§ 67-300 through 67-301)

2 sections: royalties from offshore; put wind in Subtitle V.

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Subtitle V. Other Sources of Energy; Energy Policy.

Ch. 18. Energy Generally.

Chapter 26 Energy Division, Etc. (§§ 45.1-390 through 45.1-394)

2 sections: all forms of energy.

Title 67 Ch. 1 Energy Policy of the Commonwealth (§§ 67-100 to 67-103)

4 sections: energy policy, objectives, etc., some renewable

Title 67 Chapter 2 Virginia Energy Plan (§§ 67-200 through 67-203)

5 sections: DMME Div. of Energy develop plan, reporting by utilities

Title 67 Ch. 6 Va. Coastal Energy Research Consortium (§§ 67-600 to 604)

5 sections, university group studies waves, wind, oil and gas.

Title 67 Ch. 9 Renewable Electricity Production Grant Prog. (§§ 67-900 to 903)

2 sections: Dept. grant to corp. for renewable electricity production.

Should be in Title 56 but for DMME involvement.

Title 67 Ch. 10 Solar and Wind Energy System Acquisition Grant Program

(§§ 67-1000 through 67-1003). Contingent effective date.

4 sections: DMME funding to buy solar/wind.

Title 67 Ch. 16 Southwest Virginia Energy Research and Development Authority

(§§ 67-1600 through 67-1607)

8 sections: Creates independent authority, promotes energy development.

Ch. 19. Wind Energy.

Title 67 Subsection C of § 67-300, wind energy

1 subsection

Title 67 Chapter 12 Virginia Offshore Wind Development Authority

(§§ 67-1200 through 67-1211)

12 sections: Political subdivision with DMME assistance.

Ch. 20. Solar Energy.

Title 67 Ch. 15 Virginia Solar Energy Development and Energy Storage Auth.

(§§ 67-1500 through 67-1509)

10 sections

Ch. 21. Geothermal Energy.

Chapter 15.1 Geothermal Energy (§§ 45.1-179.1 through 45.1-179.11)

2 articles containing 11 sections.

Ch. 22. Nuclear Energy.

Title 67 Chapter 14 Virginia Nuclear Energy Consortium

(§§ 67-1400 through 67-1406)

7 sections: Authority (DMME and universities) establishes Consortium.

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Ch. 23. Uranium Mining.

Title 45.1 Chapter 21 Exploration for Uranium Ore

(§§ 45.1-272 through 45.1-285.10)

24 sections.

Portions of Title 67 that are not proposed for incorporation into Title 45.2:

Title 67 Chapter 4 Clean Coal Projects (§§ 67-400 through 67-402).

We propose to move to new Article 4 in Chapter 13 of Title 10.1, comprising new §§ 10.1-1328 and 10.1-1329.

Title 67 Chapter 5 Biodiesel Fuel (§§ 67-500 through 67-501).

We propose to combine the two sections into one new section numbered 33.2-120 and move to Chapter 1 of Title 33.2.

Title 67 Chapter 7 Covenants Restricting Solar Energy Collection Devices (§§ 67-700 through 67-701).

We propose to combine the two sections into one new section numbered 55.1-1996 and move to new Chapter 19.1 in Subtitle IV of Title 55.1.

Title 67 Chapter 8 Motor Vehicle Fuel Efficiency Standards (§§ 67-800 through 67-801).

We propose to combine the two sections into one new section numbered 33.2-120 and move to Chapter 1 of Title 33.2.

Title 67 Chapter 11 Renewable Energy Co-Location of Distribution Facilities (§§ 67-1100 through 67-1110). Contingent effective date.

We propose to move to new Chapter 29 in Title 56, comprising new §§ 56-614-56-624.

Expired chapter

Title 67 Chapter 13 Voluntary Solar Resource Development Fund [Expired] (§ 67-1300).

One section.